

October 18, 2005

October Eighteenth

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The second regular Meeting of City Council was held on the above date at 7:00 p.m. in the Council Chambers located on the Fourth floor of the Municipal Building. The following Council Members were present: Ruby B. Archie, P. A. "Pete" Castiglione, Jr., E. Stokes Daniels, Jr., Mayor John C. Hamlin, T. Wayne Oakes, Sherman M. Saunders, H. Phillip Smith, and Vice-Mayor R. Wayne Williams, Jr. (8). Council Member T. David Luther was absent (1).

Staff members present were City Manager Jerry L. Gwaltney, Deputy City Manager M. Lyle Lacy, III, Assistant City Manager for Utilities Joseph C. King, City Attorney W. Clarke Whitfield, Jr., Director of Finance Barbara A. Dameron, and City Clerk Annette Y. Crane, CMC.

Other Staff Members present were Transportation Services Director Marc Adelman, Multi-Media Design Manager Mark Aron, Police Chief Philip Broadfoot, and Community Development Director Jerry Fischer.

Mayor Hamlin presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Ruby Archie offered the invocation. The Pledge of Allegiance to the Flag followed.

ANNOUNCEMENTS AND SPECIAL RECOGNITION

Council Member Castiglione recognized Danville Community College faculty member Charlie Adams. Mr. Adams introduced Marenda Wilbrank, who was in the United States under an exchange program, and visiting Danville from the Netherlands. Ms. Wilbrank stated this was her first trip to the United States and said she was enjoying her stay with the Adamses. Mr. Adams advised Ms. Wilbrank would be lecturing DCC students about her homeland. Ms. Wilbrank said she would spend two weeks in Danville before returning home.

Council Member Castiglione presented Ms. Wilbrank with a gift and the Mayor's Key to the City. Ms. Wilbrank, in turn, presented Mayor Hamlin with a gift from the Netherlands.

Mayor Hamlin welcomed Ms. Wilbrank to the United States, most especially Danville, and stated he hoped she enjoyed her two-week stay in Danville.

Vice-Mayor Williams acknowledged the presence of and recognized leaders and members of Boys Scout Troop 254. Dr. Williams said the scouts were attending the Meeting as part of earning citizenship merit badges. Mayor Hamlin welcomed the group to the meeting.

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COMMUNICATIONS FROM VISITORS

Rev. Cecil Bridgeforth, an Edmonds Street resident, appeared to inform Council Members about phone calls he had received from some of his parishioners. He related a couple of incidents about individuals who had been to the Emergency Room at Danville Regional Medical Center and had not received assistance in a timely manner. He also reported he continued to receive phone calls about understaffing at the facility. He stated he hoped the new owners would take these concerns into consideration.

Mayor Hamlin and Vice-Mayor Williams thanked Rev. Bridgeforth for bringing his concerns to City Council.

MINUTES

Upon Motion by Council Member Daniels and second by Council Member Archie, Minutes of the October 4, 2005 Regular Meeting of City Council were approved as presented. Draft copies had been distributed to Council Members prior to the Meeting.

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Oakes, Saunders,
Smith, and Williams (8)
NAY: None (0)
ABSENT: Luther (1).

BUDGET ADOPTION-FY 2005-2006-MASTER PLAN UPDATE - AIRPORT

Upon Motion by Vice-Mayor Williams and second by Council Member Oakes, Ordinance No. 2005-10.06 presented by its First Reading on October 4, 2005 amending the Fiscal Year 2005-2006 Budget Appropriation Ordinance to provide for State and Federal Grant Funds for the preparation of a Master Plan Update for the Danville Regional Airport in the amount of \$120,363 and for the local share in the amount of \$2,457 for a total appropriation of \$122,820 was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Oakes, Saunders,
Smith, and Williams (8)
NAY: None (0)
ABSENT: Luther (1).

BUDGET ADOPTION-FY 2005-2006-LITTER CONTROL AND RECYCLING

Upon Motion by Council Member Smith and second by Council Member Daniels, Ordinance No. 2005-10.07 presented by its First Reading on October 4, 2005 amending the Fiscal Year 2005-2006 Budget Appropriation Ordinance to anticipate grant funds from the Commonwealth of Virginia for litter control and recycling efforts in the amount of \$11,007 and appropriating same was adopted by the following vote:

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VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Oakes, Saunders,
Smith, and Williams (8)
NAY: None (0)
ABSENT: Luther (1).

HEARING - FUNDING - VIRGINIA TRANSPORTATION ENHANCEMENT PROGRAM

Mayor Hamlin opened the floor for a Public Hearing to consider authorizing the City Manager to apply to VDOT for funding under the Transportation Enhancement Program. Notice of the Public Hearing was duly published in the Danville Register and Bee on October 11, 2005. No one present desired to be heard and the Public Hearing was closed.

Council Member Castiglione moved adoption of a Resolution entitled:

RESOLUTION NO. 2005-10.02

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO OBTAIN FUNDING UNDER THE VIRGINIA TRANSPORTATION ENHANCEMENT PROGRAM.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Oakes, Saunders,
Smith, and Williams (8)
NAY: None (0)
ABSENT: Luther (1).

HEARING - VACATE AND SELL 0.06 ACRE RIGHT-OF-WAY - KENTUCK ROAD

Mayor Hamlin opened the floor for a Public Hearing to consider vacating and selling a surplus right-of-way at the intersection of Kentucky Road and South Boston Road. Notice of the Public Hearing was duly published in the Danville Register and Bee on October 4 and 11, 2005. No one present desired to be heard and the Public Hearing was closed.

Council Member Daniels moved adoption of an Ordinance entitled:

ORDINANCE NO. 2005-10.08

AN ORDINANCE VACATING AND SELLING A 0.06 ACRE OF THE SURPLUS RIGHT-OF-WAY ON THE EAST SIDE OF KENTUCK ROAD AT THE INTERSECTION OF SOUTH BOSTON ROAD.

The Motion was seconded by Council Member Smith and adopted by the following vote:

VOTE: 8-0

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AYE: Archie, Castiglione, Daniels, Hamlin, Oakes, Saunders,
Smith, and Williams (8)
NAY: None (0)
ABSENT: Luther (1).

ASSIGNMENT OF CABLE TELEVISION FRANCHISE - ADELPHIA TO COMCAST

City Manager Gwaltney reviewed with Council Members revisions to the Assignment of Cable Television Franchise Agreement from Adelphia to Comcast that became necessary after the Agenda Packages had been distributed. Mr. Gwaltney noted a copy of the revisions had been placed at the desk of each Council Member and recommended approval.

Council Member Archie moved adoption of a Resolution entitled:

RESOLUTION NO. 2005-10.03

A RESOLUTION APPROVING AND CONSENTING TO ASSIGNMENT AND CHANGE OF CONTROL OF THE CABLE TELEVISION FRANCHISE AGREEMENT.

The Motion was seconded by Vice-Mayor Williams and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Oakes, Saunders,
Smith, and Williams (8)
NAY: None (0)
ABSENT: Luther (1).

REPEAL CHAPTER 5 - "ANIMALS AND FOWL" - STATE CODE COMPLIANCE

Council Member Archie moved adoption of an Ordinance entitled:

ORDINANCE NO. 2005-10.09

AN ORDINANCE REPEALING CHAPTER 5 OF THE DANVILLE CITY CODE ENTITLED "ANIMALS AND FOWL" AND REPLACING IT WITH A NEW CHAPTER 5 IN ORDER TO UPDATE THE ENTIRE CHAPTER TO BRING IT INTO COMPLIANCE WITH STATE CODE.

The Motion was seconded by Council Member Smith and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Oakes, Saunders,
Smith, and Williams (8)
NAY: None (0)
ABSENT: Luther (1).

Council Member Daniels stated he had no problem with the ordinance and asked the City Manager to research pooper scooper laws to see if they were enforceable. Mr. Daniels said if the laws were enforceable, he would like them to become a part of the City's Code. He reported he continued to receive phone calls

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about the problem of residents allowing pets to leave dog debris in neighbor's yards. Mr. Gwaltney agreed to provide that information to Mr. Daniels and the entire Council.

In response to Vice-Mayor Williams, City Attorney Whitfield stated the Code was now more user-friendly and included expanded definitions. Mr. Whitfield said the Code had been reviewed section by section and replaced with State Code regulations where necessary. The City Attorney also noted a section relating to hybrid canines had been added.

City Manager Gwaltney stated there had been excellent collaboration among Police Chief Broadfoot, Mr. Whitfield, and the Human Society staff in putting the Code together.

COMMUNICATIONS

City Manager Gwaltney called attention to the October Financial Report that had been placed at the desk of each Council Member.

The City Manager advised Executive Assistant Vicky Farmer would be calling each Council Member to set up a time to review the Capital Improvements Plan.

There were no communications from the Deputy City Manager, City Attorney and City Clerk.

ROLL CALL

Council Member Archie reported she had recently attended a meeting of the Regional Alliance for Substance Abuse Prevention. Ms. Archie stated the program focused on leadership and was of great benefit to the area's young people. She reported students needed financial assistance for attending camp and asked Council Members to inquire if the various civic clubs might wish to sponsor a student. The cost for each student is \$750.00. She commended Officer Stan Moorefield for the work he was doing with the program.

Council Member Castiglione extended good wishes to former Executive Director of Danville Redevelopment and Housing Authority (DRHA) Daryl Dalton. Mr. Dalton has accepted a similar position in Savannah, Georgia and will be relocating soon. Mr. Castiglione advised Mr. Dalton had begun his college career at Danville Community College and is considered one of the top DRHA Directors in the country.

Mr. Castiglione stated he felt there needed to be a coordination of efforts and services in Danville as part of community-building projects for neighborhoods. Mr. Castiglione said he would like to have an opportunity to bring representatives of the community together to develop a litany of ideas, services, and opportunities that organizations may provide. He felt the effort would prevent a duplication of services, assist with writing better grants, and allow the various organizations to plug into

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the communities with services each do best. Mr. Castiglione said he would like to investigate that possibility and discuss the matter at a future Work Session.

Mayor Hamlin reported he had attended, along with Council Member Archie, the 140th anniversary celebration at High Street Baptist Church. He said 140 years was quite an achievement and the service was a beautiful one.

Mayor Hamlin recognized and acknowledged the presence of Delegate Danny Marshall, who began his political career on City Council.

Council Member Smith offered best wishes to Daryl Dalton and thanked him for his contribution to the City of Danville. He said Mr. Dalton had made a most ambitious move in tearing down one of the worst slums in the State and succeeded in doing so by bringing the \$20,000,000 HOPE VI project to Danville. Mr. Smith, a former member of the DRHA Board of Commissioners, stated Mr. Dalton was a true professional and a fine gentleman. He said Mr. Dalton would be greatly missed in Danville.

Mr. Smith thanked the citizens of Danville for stepping forward to help out their neighbors who are less fortunate.

Mr. Smith commended Mr. Newman and the group of individuals who are involved with the construction of the Veterans Memorial in Dan Daniel Park. He said it was a wonderful opportunity for his generation who are the sons and daughters of the greatest generation to participate in memorializing fathers, grandfathers, and others who served our country.

Vice-Mayor Williams commended the Humane Society and the Police Department in attempting to control dangerous dogs in the community, both through education and physical apprehension.

The Meeting adjourned at 7:42 P.M.

MAYOR

CLERK